

CALFRESH REQUEST FOR POLICY INTERPRETATION**PI# 17-79**

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Retain a copy for your records and submit via email to CalFresh-PI@dss.ca.gov.

Please note: the policy interpretation provided is based on the unique set of facts presented and should not be assumed to apply in all scenarios.

1. RESPONSE NEEDED DUE TO:		5. DATE OF REQUEST:	NEED RESPONSE BY:
<input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input checked="" type="checkbox"/> Other: HEARINGS		09/01/2017	09/11/2017
2. REQUESTOR NAME:		6. COUNTY/ORGANIZATION:	
		County of Ventura	
3. PHONE NO.:		7. SUBJECT:	
EMAIL:		Treatment of Medicare Buy-in	
4. REGULATION CITE(S):		8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references)	
63-502..112, 63-502.112.1, 63-502.149(a) 63-502.331 (e)		NOTE: All requests must have a regulation cite(s) and/or a reference(s).	
		63-502..112, 63-502.112.1, 63-502.149(a) 63-502.331 (e)	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

1) When an elderly/disabled client receives RSDI and incurs the cost of a Medicare premium, what amount is counted as income?
 The full gross RSDI amount (which includes the amount used to pay the Medicare premium) and in the CalFresh budget the Medicare premium is deducted if in excess of \$35
 or is the RSDI gross income adjusted with the Medicare premium amount subtracted and the net amount counted as the gross?

2) When the same client as question one goes on the Medicare Buy-In program and the Medicare premium starts being paid for the client, what amount of RSDI is used, Full gross which includes the amount the client used to pay for the Medicare premium or the adjusted gross with out the amount of the Medicare premium?

10. REQUESTOR'S PROPOSED ANSWER:

Per 63-502.111, we would use the clients gross RSDI amount as income. Whether or not the client is on the buy-in or not, doesn't affect the use of the full gross RSDI amount as income. When the client pays a Medicare premium, per MPP 63-502.331 (e) the Medicare premium that is incurred as a cost to the client is allowable as a CalFresh deduction for the Elderly /Disabled in the amount that exceeds \$35. When the client enters the Buy-in and no longer incurs a Medicare cost, the Medicare cost is no longer allowed as a deduction. The full gross RSDI amount is still used as the clients income. An adjusted gross (minus the amount of Medicare) is not used as the clients income.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Based on the above scenario, CDSS concurs with the county's proposed answer.

FOR CDSS USE

DATE RECEIVED:

09/01/2017

DATE RESPONDED TO COUNTY/ALJ:

09/27/2017

CALFRESH REQUEST FOR POLICY INTERPRETATION (Continued)**PI#17-79**

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2. REQUESTOR NAME:		6. COUNTY/ORGANIZATION: County of Ventura	
3. PHONE NO.: EMAIL:		7. SUBJECT: Treatment of Medicare Buy-in	
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